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Lead Counsel for the Indirect-Purchaser Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE CATHODE RAY TUBE (CRT)
 ANTITRUST LITIGATION

Master File No. 3:07-cv-5944 SC

MDL No. 1917

This Document Relates to:

Indirect-Purchaser Class Action

Sharp Electronics Corp., et al. v. Hitachi Ltd., et al., No. 13-cv-1173;

Sharp Elecs. Corp. v. Koninklijke Philips Elecs. N.V., No. 13-cv-02776;

Siegel v. Hitachi, Ltd., No. 11-cv-05502;

Siegel v. Technicolor SA, et al., No. 13-cv-05261;

Best Buy Co., et al. v. Hitachi, Ltd., et al., No. 11-cv-05513;

Best Buy Co., et al. v. Technicolor SA, et al., No. 13-cv-05264;

Target Corp. v. Chunghwa Picture Tubes, Ltd., et al., No. 11-cv-05514;

Target Corp. v. Technicolor SA, et al., No. 13-cv-05686;

DECLARATION OF GERARD A. DEVER IN SUPPORT OF INDIRECT PURCHASER PLAINTIFFS' OMNIBUS RESPONSE TO DIRECT ACTION PLAINTIFFS' MOTIONS *IN LIMINE*

1 *Sears, Roebuck and Co. and Kmart Corp. v.*)
2 *Chunghwa Picture Tubes, Ltd.*, No. 11-cv-)
3 05514;)
4 *Sears, Roebuck and Co. and Kmart Corp. v.*)
5 *Technicolor SA*, No. 13-cv-05262;)
6 *Viewsonic Corp. v. Chunghwa Picture Tubes,*)
7 *Ltd.* No. 14-cv-02510.)
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1 I, Gerard A. Dever, hereby declare and state as follows:

2 1. I am a member of the law firm Fine, Kaplan and Black, R.P.C., counsel for the
3 Indirect Purchaser Plaintiffs in the above-captioned action currently pending in the U.S. District
4 Court for the Northern District of California. I am a member in good standing of the bar of the
5 Commonwealth of Pennsylvania and I am admitted *pro hac vice* to practice before this Court. I
6 submit this Declaration in support of Indirect Purchaser Plaintiffs' Omnibus Response to Direct
7 Action Plaintiffs' Motions *In Limine*.

8 2. Attached hereto as **Exhibit A** is a table summarizing IPP positions on particular
9 DAP motions.

10 3. Attached hereto as **Exhibit B** is a true and correct copy of an excerpt from the
11 7/22/2013 Trial Transcript in *In Re: TFT-LCD (Flat Panel) Antitrust Litig.*, No. C 07-MDL-1827-
12 SI, with the relevant portions highlighted.

13 4. Attached hereto as **Exhibit C** is a true and correct copy of an excerpt from the
14 7/22/2013 Trial Transcript in *In Re: TFT-LCD (Flat Panel) Antitrust Litig.*, No. C 07-MDL-1827-
15 SI, with the relevant portions highlighted.

16 5. Attached hereto as **Exhibit D** is a true and correct copy of an excerpt from the
17 8/29/2013 Trial Transcript in *In Re: TFT-LCD (Flat Panel) Antitrust Litig.*, No. C 07-MDL-1827-
18 SI.

19 6. Attached hereto as **Exhibit E** is a true and correct copy of an excerpt from the
20 8/27/2014 deposition of Philip Britton.

21 7. Attached hereto as **Exhibit F** is a true and correct copy of Best Buy's Code of
22 Ethics.

23 8. Attached hereto as **Exhibit G** is a true and correct copy of an email chain dated 7/6-
24 7/2006, bates numbered BBYLCD0030316-18.

25 I declare under penalty of perjury under the laws of the United States that the foregoing is
26 true and correct.

Executed on February 27, 2015, in Philadelphia, Pennsylvania.

/s/ Gerard A. Dever

Gerard A. Dever

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